

<p>Katie Hobbs Governor</p> <p>Kelly Moffat, O.D. President</p> <p>Stephanie Mastores, O.D. Vice President</p>	 Arizona State Board of Optometry 1740 West Adams St., Suite 3003 Phoenix, AZ 85007	<p>Margaret Whelan Executive Director</p>
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Telephone (602) 542-8155 • Fax (602) 883-7253

**FINAL MEETING NOTICE AND AGENDA FOR MEETING (VIRTUAL ONLY)
FEBRUARY 3, 2023 SCHEDULED TO COMMENCE AT 8:00 A.M.**

Pursuant to A.R.S. §38-431.02, notice is hereby given to the general public and to the members of the Arizona State Board of Optometry, that a Board meeting open to the public will be held on Friday, February 3, 2023 at 8:00 a.m. **This public meeting is being held by virtual means only.**

To attend the live video session, click this link to join the meeting:

<https://us06web.zoom.us/j/82686931377?pwd=cTRXcUxYN1hFaU1LNmw0T0dFSWINDz09>

To call in to the meeting, 346 248 7799 (Houston), 669 900 6833 (San Jose), 253 215 8782 (Tacoma), 312 626 6799 (Chicago); **Meeting ID: 826 8693 1377** **Passcode: 636582**

For further information regarding agenda material, please contact Margaret Whelan, Executive Director, at (602) 542-8155.

The Board reserves the right to change the order of items on the agenda, except for public hearings set for a specific time. Please note that any recommendations listed on the agenda are merely suggested Board actions. These recommendations do not become final until adopted by the Board. The Board has the authority to accept, reject, or modify any recommendation listed on the agenda.

Americans with Disabilities Act: Persons with disabilities may request reasonable accommodations by contacting the Arizona State Board of Optometry Executive Director, Margaret Whelan, at (602) 542-8155. Please make requests as early as possible to allow time to arrange the accommodation.

Board Members

Kelly Moffat, O.D., President
Stephanie Mastores, O.D., Vice-President
Stephen Cohen, O.D.
Christopher Carpenter, O.D.
Robert C. Brown, O.D.
Diva Galan, Public Member
Sami Hamed, Public Member

Staff:

Margaret Whelan, Executive Director

Legal Counsel:

Mona Baskin, Assistant Attorney General

A. CALL TO ORDER:

B. DECLARATION OF CONFLICTS OF INTEREST, IF ANY FOR THIS MEETING:

C. ROLL CALL:

D. PRESIDENT'S REPORT:

**E. REVIEW, DISCUSSION AND POSSIBLE ACTION ON INVESTIGATIVE
REVIEWS/COMPLAINTS:**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its attorney and to receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

1. Kacey Gilford, O.D.

IR#202307

**F. REVIEW, DISCUSSION AND POSSIBLE ACTION REGARDING COMPLIANCE, REVISION
OR TERMINATION OF PROBATIONARY ORDER:**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its attorney and to receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

1. Kelsie Stevens, O.D.; related to IR#202213

i. Quarterly report for December 2022 and January 2023 submitted

**G. EXECUTIVE DIRECTOR APPROVAL OF NEW LICENSE APPLICATIONS PURSUANT TO
A.R.S. 32-3123:**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its attorney and to receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

1. Approved December 2, 2022 through February 1, 2023

- a. Brett Freitag
- b. Rovetta Mattia
- c. Christeen Min
- d. Keith Barker
- e. Adam Glover
- f. Bessie Anthony
- g. Amber Gatti Dunn
- h. Fausta Tabe
- i. Natalie Nelson
- j. Matthew Bills
- k. John Stuart, Jr.

H. REVIEW, DISCUSSION AND POSSIBLE ACTION ON PENDING LICENSE APPLICATIONS AWAITING FINGERPRINT REPORTS; REQUEST FOR BOARD APPROVAL PURSUANT TO A.R.S. §32-1730:

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its attorney and to receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

1. Burnett, David
2. Finale, Lauren
3. Fuentes, Magdalena
4. Gipp, Jennifer
5. King, Molly
6. Kirscht, Kimmy
7. Pravongviengkham, Tylor
8. Seagraves, Candace
9. Toader, Simona

I. REVIEW, DISCUSSION, AND POSSIBLE ACTION ON APPROVAL OF TESTING CENTER FOR PROCTORING OF JURISPRUDENCE EXAM PURSUANT TO A.A.C. R4-21-203(C):

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its attorney and to receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

1. Collin College, Statewide campuses, TX; <https://www.collin.edu/studentresources/testing/>
2. Florida Atlantic University, Boca Raton, FL; <https://www.fau.edu/testing/accommodations/>
3. Hinsdale Public Library, Adult Services, Hinsdale, IL; <https://hinsdalelibrary.info/adults/>

J. REVIEW, DISCUSSION, AND POSSIBLE ACTION REGARDING SUNSET REVIEW; AGENCY CONTINUATION; FOLLOW UP AUDIT REPORT:

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its attorney and to receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

1. SB1075 optometry board; continuation
2. Audit report; follow-up dated 1/17/2023
3. SB1227 State Board of Optometry (proposed statutory changes/cleanup)

K. REVIEW, DISCUSSION AND POSSIBLE ACTION REGARDING PROPOSED LEGISLATION PROPOSED TO CHANGE THE EXPIRATION DATE OF EYEGLASS PRESCRIPTIONS TO TWO YEARS:

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its attorney and to receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

1. SB1014 eyeglasses; prescriptions

L. REVIEW, DISCUSSION AND POSSIBLE ACTION REGARDING DRAFT TELEHEALTH REGISTRATION FORM FOR OPTOMETRY:

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its attorney and to receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

1. Web-based application form; may be added to Thentia eLicense system

M. EXECUTIVE DIRECTOR'S REPORT:

The Board may review and discuss the listed items. The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its attorney and to receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

1. Budget
2. Sunset Review; Committee of Reference meeting January 12, 2023
3. eLicensing update; Thentia platform
4. Annual Conflict of Interest statements; Board members and Staff; signed
5. Board Member Training; Legal Advice Memo on Conflict of Interest; CLEAR
6. Legislative Session; bill review:
 - a. HB2035 dental board; formal hearings
 - b. HB2036 dental board; rules; assistance; repeal
 - c. HB2046 board of psychologist examiners
 - d. HB2095 technical correction; health professionals
 - e. HB2130 family and medical leave; coverage
 - f. HB2144/SB1020 open meetings; capacity; posting; violation
 - g. HB2157 medical malpractice; statute of limitations
 - h. HB2172 massage therapy; communication proficiency; repeal
 - i. HB2190 health professions; fingerprint cards; websites
 - j. HB2207 insurance; reimbursement rates; pharmacists
 - k. HB2254 rulemaking; regulatory costs; legislative ratification
 - l. HB2255 funeral practices; transportation protection agreements
 - m. HB2335 cat declawing; prohibition; exceptions.
 - n. HB2337 dietitian nutritionists; licensure
 - o. HB2344 pharmacy board; duties; regulation
 - p. HB2377 public officers; lobbying; prohibition
 - q. HB2429 occupational licenses; convictions
 - r. HB2457 anesthesiologist assistants; licensure
 - s. HB2467 international medical graduates; licensure
 - t. HB2468 unprofessional conduct; health professionals
 - u. HB2473 dental hygienists; scope of practice
 - v. HB2517 government documents; sex identification
 - w. HB2525 barbering; cosmetology; salons; unlicensed employees
 - x. HB2529 scope of practice; process; repeal.
 - y. HB2558 dietitian nutritionists; licensure.
 - z. SB1014 eyeglasses; prescriptions
 - aa. SB1041 chiropractic care; nutritional supplements
 - bb. SB1053 veterinary medicine; electronic means
 - cc. SB1075 optometry board; continuation
 - dd. SB1078 podiatric medical assistants; radiation; exemption
 - ee. SB1087 professional licensure fees; waiver; reduction

- ff. SB1158 AHCCCS; naturopathic physicians
- gg. SB1176 health professionals; address; confidentiality
- hh. SB1194 state veterinarian; certified rabies vaccinator
- ii. SB1210 funeral services regulation; DHS
- jj. SB1212 eyelash technicians; registration
- kk. SB1218 naturopathic physicians medical board
- ll. SB1226 dental board; business entities; records
- mm. SB1227 state board of optometry
- nn. SB1248 scope of practice; process; repeal
- oo. SB1249 international medical graduates; licensure.
- pp. SB1255 regulatory costs; rulemaking; ratification
- qq. SB1270 open meetings; capacity
- rr. SB1293 long-term care; inspections; investigations
- ss. SB1333 database; health professionals; license revocations
- tt. SB1336 municipal boards; members; training
- uu. SB1345 employment; employee work scheduling
- vv. SB1349 medical conditions; medical marijuana
- ww. SB1382 pharmacy benefit managers; certificate requirements
- xx. SB1383 veterinarians; malpractice; unprofessional conduct; action
- yy. SB1386 occupational licensure; fee waiver; appropriation
- zz. SB1457 psychologists; prescribing authority
- aaa. SB1460 pharmacists; independent testing; treatment; requirements
- bbb. SB1466 medical marijuana; adult-use marijuana
- ccc. SB1527 health care; 2023-2024.
- ddd. SB1602 dental anesthesia; requirements
- eee. SB1650 auditor general; duties; access

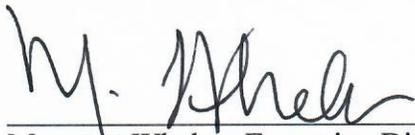
- 7. Future agenda items
- 8. Future Board meeting dates

N. CALL TO PUBLIC:

Pursuant to A.R.S. §38-431.01(G), Board members are not allowed to discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action. Members may ask staff to review a matter or may ask that a matter be placed on a future agenda.

O. MOTION TO ADJOURN:

END OF AGENDA:



Margaret Whelan, Executive Director

2-1-2023

Date